

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

BONNIE FISH, <i>et al.</i> , Plaintiffs, v. GREATBANC TRUST COMPANY, <i>et al.</i> , Defendants.	Case No. 1:09-cv-01668 Judge Shadur Magistrate Judge Valdez
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STIPULATION

On November 5, 2009, this Court issued a Memorandum Opinion and Order (“Order”) regarding Participant Plaintiffs’ motion to proceed without obtaining class certification. (Doc. 110) On November 10, 2009, pursuant to the Order, the parties appeared before the Court for a status hearing. As suggested by the Court, the parties have since met and conferred, and have prepared this Stipulation to give effect to the Order.

Based on the Court’s determination that the action must be structured in a manner that will bind all Antioch ESOP Plan Participants to the ultimate determination of this Court, this action will be governed by Federal Rule of Civil Procedure 23.1 in all respects, except that Plaintiffs shall not be required to comply with the pleading requirements of Federal Rule of Civil Procedure 23.1(b). Nothing herein shall constitute an acknowledgement by any party that this is a derivative action brought on behalf of The Antioch Company.

DATED: December 29, 2009.

AGREED TO:

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CERTIFICATE OF SERVICE

I, Michael L. Scheier, hereby certify that I electronically filed the foregoing Stipulation using the CM/ECF system which will send notification of such filing(s) to the following:

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on this 29th day of December, 2009.

/s/ Michael L. Scheier
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